

FW: Clarification- CERCLA Docket No 10-2013-0032: EPA's Administrative Order on Consent with Earle M. Jorgensen Company

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Chu Rebecca

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To: ☐ Ordine, Charles; ☐ Blocker, Shawn;

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From: valerie.lee@attorneyslee.com [mailto:valerie.lee@attorneyslee.com]

Sent: Thursday, August 22, 2013 2:20 PM


To: Chu Rebecca

Cc: 'Sheri Bozic'; 'Amy E. Desai'; 'Brent Finley'

Subject: RE: Clarification- CERCLA Docket No 10-2013-0032: EPA's Administrative Order on Consent with Earle M. Jorgensen Company

Thanks Rebecca, as you know, Anchor is no longer working on the Early Action, or at least, should not be. JFC and EMJ have an agreement in place and JFC is funding this work as well as EMJ. Your concern is best left to the parties. We will be addressing issues tomorrow with EMJ's attorneys.

We share EPA's interest in moving ahead in ways that will achieve outcomes for the environment effectively and in a manner sensitive to tribal rights, resources, and needs. Thanks for your interest.

Valerie Lee
Principal Attorney
Lee and Associates, Attorneys at Law
206-525-1640 

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From: Chu Rebecca [<mailto:Chu.Rebecca@epa.gov>]

Sent: Thursday, August 22, 2013 1:44 PM

To: valerie.lee@attorneyslee.com

Cc: Sheri Bozic (sbozic@JorgensenForge.com); 'Amy E. Desai'

Subject: FW: Clarification- CERCLA Docket No 10-2013-0032: EPA's Administrative Order on Consent with Earle M. Jorgensen Company

Importance: High

Hi Sheri and Valerie

Valerie- we haven't met. My name is Rebecca Chu, and I am the Remedial Project Manager assigned to the CERCLA Removal Action associated with sediment and bank work at Jorgensen Forge. I am sorry I was not able to attend the meeting yesterday between Jorgensen Forge and EPA regarding Jorgensen Forge's action associated with the 24 inch pipe on the uplands. I have heard, however, that you raised concerns to EPA regarding the upcoming Removal Action that EMJ is responsible for.

Because you are new to the project, I wanted to clarify the roles, responsibilities and process for addressing issues concerning this project.

In November 2012, EPA and Earle M. Jorgensen Company entered in to an Administrative Settlement Agreement Order on Consent (Order) for Removal Action Implementation under CERCLA (CERCLA Docket No. 10-2013-0032). That Order requires that EMJ implement the Action Memorandum for the Jorgensen Forge EAA, as set forth in the Statement of Work attached to the Order. The Order identifies the designated Project Coordinators for both EPA and EMJ. Under the Order, Amy Essig Desai is the designated Project Coordinator for EMJ. Per a change submitted to EMJ this winter, consistent with the requirements of the Order, I am the designated Project Coordinator for EPA. Therefore- any discussions about the work that is to occur under the Order needs to go through the designated Project Coordinators.

I also want to give you a sense of where we are at on the project. The Statement of Work attached to the Order requires that a Removal Design be submitted to EPA. The original draft Removal Design was submitted in November 2012. Since that time, EPA and EMJ have been working closely to get a Removal Design document that meets the needs of the Order in place. I approved the final Removal Design last week. So things are moving forward to ensure that EMJ can initiate the Removal Action this fall (2013).

It sounds like you have some concerns over the plans in place, which, again, we approved last week. I would encourage you to talk this over with Amy as she is both the designated

Project Coordinator under the Order, and also has been working on this project for many years. She can give you insight to all of the background work that occurred regarding how decisions were made for the purposes of her client's needs.

I hope that helps clarify the best way to address any questions or concerns you have about the plans we are working on under the CERCLA Order. In the future- all communications about the Removal Action should be coming through the designated Project Coordinator for EMJ per the Order to me as the EPA designated Project Coordinator.

I am attaching a copy of the Order for your records, in the event you haven't had a chance to look it over.

Thanks

Becky

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